

SHOW INFORMATION

Licensees may not participate in new motor vehicle shows or exhibitions unless they provide written notice at least 30 days before the date the show or exhibition opens and they receive approval. The forms listed below are for licensees to apply for approval to participate in vehicle or trailer events. Fax submission is acceptable. Review of submitted application forms, the applicant's license type and status, the types of vehicles or trailers involved, and the regulations for participation will take place prior to Division approval.

MVD-AS-RV1, Promoter Application Form - For Promoters or Coordinators of Events

This form is for use by event promoters conducting or coordinating events for licensee participation. A promoter form is required by law for motor home shows (events with approved motor home sales). While optional for other events, submission of this form helps the Division provide assistance to promoters and licensees regarding their event.

MVD-AS-RV2, Licensee Participant Application Form - For Events Where Vehicle Sales May Be Approved For Specific Applicants of Specific Vehicle Types

This form is for use by licensees participating in events where multiple types of vehicles (trailers, motor homes, automobiles, towable recreational vehicles, etc.) may be involved. Use of this form does not give consent for vehicle sales as some vehicle types may only be sold at licensed locations.

MVD-SA – Self Authorization Form - For Non-Selling Shows & Static Exhibitions

This form is for use by licensees participating in events when there are **NO APPLICANTS APPROVED FOR VEHICLE SALES** in the event. It is a shortened request form for vehicle exhibitions and events where there are no approved sales, or when applicants have less than the requisite 30 days prior to the opening of an event to submit a request for participation. The Division will not respond when applicants use this form unless the application is denied.

Submission of an untimely request does not imply approval for event participation. If there is no evidence of violation of the Texas Occupations Code, rules, or any other applicable statutes, and if there is no question of trade area encroachment, etc., the Division will not disapprove the request. Submission of untimely requests may result in a complaint. All complaints received by the Division will be investigated and have the potential to become a formal complaint filed by the Division with resultant civil penalties.

Questions regarding events may be directed to 512/465-3000 to reach the Shows and Off-Site Displays Coordinator.

The following brief descriptions of regulations are designed to assist licensees in preparing for participation in motor vehicle and trailer shows or exhibitions. Please refer to the Occupations Code, Transportation Code, 43 TAC Chapter 8, and any other regulations or provisions of law.

Occupations Code § 2301.358. Vehicle Show or Exhibition

(a) A person who holds a license issued under this chapter may not participate in a new motor vehicle show or exhibition unless:

(1) the person provides the board with written notice at least 30 days before the date the show or exhibition opens; and

(2) the board grants written approval.

(b) A person who holds a license issued under this chapter may not sell or offer for sale a new motor vehicle at a show or exhibition, but dealership personnel may be present to aid in showing and exhibiting new motor vehicles.

(c) This section does not prohibit the sale of a towable recreational vehicle, motor home, ambulance, fire-fighting vehicle, or tow truck at a show or exhibition if:

(d) A rule adopted by the board regulating the off-site display or sale of towable recreational vehicles must include a provision that authorizes the display and sale of towable recreational vehicles at a private event in a trade area that would not otherwise qualify for the private event under the application of general participation requirements for organized dealer shows and exhibitions.

**A. AMBULANCES
AND
FIRE-FIGHTING VEHICLES**

***UPON SUBMISSION OF FORM MVD-AS-RV-2
AT LEAST 30 DAYS
PRIOR TO THE OPENING DAY and WITH WRITTEN APPROVAL***

**CAN BE DISPLAYED OFF-SITE BY LICENSED MANUFACTURERS
and CAN BE SOLD OFF-SITE BY LICENSED DEALERS ONLY**

Occupations Code §2301.358(c)

(c) This section does not prohibit the sale of a towable recreational vehicle, motor home, ambulance, fire-fighting vehicle, or tow truck at a show or exhibition if:

- (1) the show or exhibition is approved by the board; and
- (2) the sale is not otherwise prohibited by law.

**B. AUTOMOBILES, BUSES,
MOTORCYCLES,
MOTOR SCOOTERS/MOPEDS,
TRUCKS, ALL-TERRAIN VEHICLES,
NEIGHBORHOOD VEHICLES AND
ALL OTHER MOTOR VEHICLES
NOT LISTED IN A, C, D & F**

***UPON SUBMISSION OF A SELF-AUTHORIZATION FORM
MVD-SA OR FORM MVD-AS-RV-2 AT LEAST 30 DAYS
PRIOR TO THE OPENING DAY and WITH WRITTEN APPROVAL***

**CAN BE DISPLAYED OFF-SITE BY LICENSED
MANUFACTURERS, REPRESENTATIVES, CONVERTERS &
DEALERS **but** CANNOT BE SOLD OFF-SITE OR AT SHOWS**

Occupations Code §2301.358(a) and (b)

(a) A person who holds a license issued under this chapter may not participate in a new motor vehicle show or exhibition unless:

- (1) the person provides the board with written notice at least 30 days before the date the show or exhibition opens; and
- (2) the board grants written approval.

(b) A person who holds a license issued under this chapter may not sell or offer for sale a new motor vehicle at a show or exhibition, but dealership personnel may be present to aid in showing and exhibiting new motor vehicles.

**C. TOWABLE RECREATIONAL
VEHICLES
(non-motorized recreational vehicles)**

***UPON SUBMISSION OF FORM MVD-AS-RV-2 AT LEAST 30
DAYS PRIOR TO THE OPENING DAY and WITH WRITTEN
APPROVAL***

**CAN BE DISPLAYED and CAN BE SOLD OFF-SITE ONLY
AT APPROVED REGULARLY SCHEDULED VEHICLE OR
BOAT SHOWS WITH MULTIPLE VENDORS**

MULTIPLE VENDORS = 3 LICENSED MOTOR HOME DEALERS

OR = 2 LICENSED TRAILER DEALERS (travel trailers and/or utility trailers)

§ 503.003 Transportation Code - Display or Sale of Nonmotorized Vehicle or Trailer

This chapter **does not prohibit** the display or sale of a **nonmotorized vehicle** or trailer at a **regularly scheduled vehicle or boat** show **with multiple vendors** in accordance with commission rules. (emphasis added)

§ 2301.358 Occupations Code (C)

(c) This section does not prohibit the sale of a towable recreational vehicle, motor home, ambulance, fire-fighting vehicle, or tow truck at a show or exhibition if:

- (1) the show or exhibition is approved by the board; and
- (2) the sale is not otherwise prohibited by law.

§ 2301.002(32), Occupations Code

(32) "Towable recreational vehicle" means a nonmotorized vehicle that:

- (A) was originally designed and manufactured primarily to provide temporary human habitation in conjunction with recreational, camping, or seasonal use;
- (B) is titled and registered with the department as a travel trailer through a county tax assessor-collector;
- (C) is permanently built on a single chassis;
- (D) contains at least one life support system; and
- (E) is designed to be towable by a motor vehicle.

D. TRAILERS (EXAMPLE: boat, cargo, livestock, motorcycle/motor scooters, utility, watercraft and semitrailers)

UPON SUBMISSION OF FORM MVD-AS-RV-2 AT LEAST 30 DAYS PRIOR TO THE OPENING DAY and WITH WRITTEN APPROVAL

CAN BE DISPLAYED and CAN BE SOLD OFF-SITE ONLY AT APPROVED REGULARLY SCHEDULED VEHICLE OR BOAT SHOWS WITH MULTIPLE VENDORS

MULTIPLE VENDORS = 3 LICENSED MOTOR HOME DEALERS

OR = 2 LICENSED TRAILER DEALERS (travel trailers and/or utility trailers)

§ 503.003. Transportation Code - Display or Sale of Nonmotorized Vehicle or Trailer

This chapter **does not prohibit the display or sale** of a nonmotorized vehicle or **trailer** at a **regularly scheduled vehicle or boat show with multiple vendors** in accordance with commission rules. (emphasis added)

§ 501.002 (22) Transportation Code

"Trailer" means a vehicle that:

- (A) is designed or used to carry a load wholly on the trailer's own structure; and
- (B) is drawn or designed to be drawn by a motor vehicle.

E. MANUFACTURERS, REPRESENTATIVES, DISTRIBUTORS & CONVERTERS

UPON SUBMISSION OF A SELF-AUTHORIZATION FORM MVD-SA OR MVD-AS-RV-2 AT LEAST 30 DAYS PRIOR TO THE OPENING DAY and WITH WRITTEN APPROVAL

CAN DISPLAY OFF-SITE but CANNOT SELL

§ 2301.252 Occupations Code

(a) A person may not engage in the business of buying, selling, or exchanging new motor vehicles unless the person:

(1) holds a franchised dealer's license issued under this chapter for the make of new motor vehicle being bought, sold, or exchanged; or

(2) is a bona fide employee of the holder of a franchised dealer's license.

(b) For purposes of this section:

(1) the make of a conversion, ambulance, or fire-fighting vehicle is that of the chassis manufacturer; and

(2) the make of a motor home is that of the motor home manufacturer.

Occupations Code § 2301.358. Vehicle Show or Exhibition

(b) A person who holds a license issued under this chapter may not sell or offer for sale a new motor vehicle at a show or exhibition, but dealership personnel may be present to aid in showing and exhibiting new motor vehicles.

F. MOTOR HOMES
(motorized recreational vehicles)

UPON SUBMISSION OF FORM MVD-AS-RV-2 – NO LESS THAN 30 DAYS AND NO MORE THAN 90 DAYS PRIOR TO THE OPENING DAY and WITH WRITTEN APPROVAL

CAN BE DISPLAYED OFF-SITE AND CAN ONLY BE SOLD OFF-SITE AT APPROVED SHOWS BY LICENSED DEALERS

§ 2301.358 Occupations Code

(a) A person who holds a license issued under this chapter may not participate in a new motor vehicle show or exhibition unless:

- and
- (1) the person provides the board with written notice at least 30 days before the date the show or exhibition opens;
 - (2) the board grants written approval.

(c) This section does not prohibit the sale of a towable recreational vehicle, motor home, ambulance, fire-fighting vehicle, or tow truck at a show or exhibition if:

- (1) the show or exhibition is approved by the board; and
- (2) the sale is not otherwise prohibited by law.

43 Texas Administrative Code §8.112. Motor Home Show Limitations and Restrictions.

(a) A dealer licensed by the division who is authorized to sell new motor homes may attend and sell at any motor home show that has been approved by the division.

(b) The scope of this rule is expressly limited to new motor home shows and exhibitions. It does not apply to other types of motor vehicle distribution activities, static displays or any other provision of Occupations Code, Chapter 2301 other than §2301.355 and §2301.358. Other motor vehicle shows, exhibitions, or static displays will be reviewed by division staff on a case by case basis.

(c) Approval must be sought by the show coordinator/promoter no less than 30 days and no more than 90 days prior to the proposed show date. All applications for motor home shows must be submitted on the forms and in the manner prescribed by the division, and must be accompanied by all other required attachments. If the coordinator/promoter is not a licensee or an association or organization of licensees, the application must be accompanied by a \$25,000 surety bond to assure compliance with Occupations Code, Chapter 2301 and rules, as well as other regulations pertaining to the sale of new motor vehicles.

(d) There must be at least three dealers participating in the show, representing at least three different line-makes at the show, for the show to qualify for approval. Each participating new motor vehicle dealer must have a current, valid, Texas new motor vehicle dealer's license to sell the particular line of motor home to be shown.

(e) The duration of any motor home show shall not exceed six days. If a show extends over a Saturday and a Sunday, sales will be suspended by all motor vehicle dealers on the same day to achieve uniform compliance with the Blue Law.

(f) No motor home show shall occur in a county within 90 days of a previous motor home show within that county. Upon a showing of good cause, the division may authorize additional motor home shows in any county. Any motor home dealer may attend a motor home show so long as no like line dealership is located within 70 miles of the show site, unless a written waiver is obtained from the like line dealer or dealers located within 70 miles of the show site. Any like line dealer within 70 miles of the show site has a superior and exclusive right to represent that line at the proposed show. If there are two or more like line dealers located within 70 miles of the show site, each has equal right to participate in the proposed show.

♦ COORDINATORS/PROMOTERS OF ANY EVENT ♦

- ♦ If you have three or more motor home dealers participating in your event, and it is a motor home selling event, you will need to fill out the applicable promoter Form MVD-AS-RV-1.
- ♦ All participants must complete an application form in order to participate in events. The forms should accompany the promoter form submitted to the Motor Vehicle Division in the time prescribed by law in order to receive approval.
- ♦ All waivers granting participation by one dealer to another must accompany the dealer application and be on the waiving dealer's letterhead.
- ♦ Because you are asked to verify that all dealers participating are licensed for their products, you may wish to request a copy of their current license. *Please feel free to contact the Motor Vehicle Division for any questions or assistance you may require.*